

INVESTIGATIVE SUMMARY

On July 20, 1994, Commanders Gerald Minnis, Robert Spierer and Alan Chancellor, acting in their official capacity as members of the Shooting and Force Review Committee, reviewed the force used by Deputies Brian Villa, #[redacted] and Larry Moon, #[redacted] regarding this incident (refer to Force Review Report). As a result of this review, the Commanders determined that a full administrative investigation was necessary and returned the case to the Internal Affairs Bureau.

This incident began on May 15, 1994, at approximately 0125 hours, while Subjects Villa and Moon, were assigned to East Los Angeles Station unit 24 (EM). The Subjects were on patrol when they drove into the parking lot of the [redacted] store located at [redacted].

They observed Suspect Joe R. Torres, M/H 37, conducting a drug transaction by handing another male hispanic (nfd) a white "bindle" commonly used to contain various kinds of drugs. Simultaneously, they saw Torres place a small brown glass bottle (also commonly used to transport drugs such as phencyclidine, PCP) (refer to Force Review Report Exhibit B) into his left pants pocket.

During a taped interview on May 15, 1994, at approximately 0617 hours, Suspect Torres told IAB Investigators that he entered the [redacted] Store a[redacted] to purchase beer. He said when he exited the store, he saw the deputies approaching him. He said he knew he had a bottle of PCP in his pocket, which he had recently purchased from a "guy" on the street for ten dollars.

Torres said he got his bicycle and began walking away from the deputies. He said he then began running eastbound across Garfield Avenue while pushing the bicycle. Torres said he saw a deputy chasing him, and indicated he ran into the east/west alley behind the donut shop.

Torres said the deputy caught up to him and pushed him from behind, causing him to fall forward onto the ground, where he struck his face on the pavement and his teeth were knocked out. Torres said the other deputy then caught up to him and started kicking him in the face and head, as he lay face down on the ground.

Torres said the deputies then rolled him onto his back, where they continued kicking him in the head. He initially told investigators there were 2 deputies involved in this assault, then he added 2 more deputies, making a total of 4 deputies, whom he said were kicking and pounding him on the head. Torres later indicated that there were about 10 deputies involved in the assault on him. Later in the interview he was asked to clear up this discrepancy and he responded by saying he saw a total of 3 "cop cars" and he figured there were 2 "cops" to a car. He conceded that he did not know for sure just how many deputies were involved in this incident.

IAB NOTE: Subjects Moon and Villa were the only deputies involved in the arrest of Torres.

Torres continued by telling IAB Investigators that he saw blood "all over the place" after the deputies hit him. He said he did not hit either of the deputies, and he did not try to defend himself in any way. He said he did not touch the deputy's gun, nor did he attempt to pull the gun out of the deputy's holster. When asked if he knew how the deputy's badge was ripped off his shirt and how the deputy's radio was damaged, Torres said he did not pull the badge from the uniform, nor did he

pull any wires from any radio. Torres added he felt the deputy could have damaged these items himself "to make it look good."

Torres said he was struck several times in the head and body by the deputies, but indicated he "blacked out" and is unsure just what object they struck him with. He said he saw blood everywhere and saw his teeth laying on the ground, before he "blacked out." He maintained that throughout the entire incident he did not ever attempt to hit either of the deputies.

Torres told IAB Investigators that prior to the incident, he started drinking beer at approximately 1630 hours, Saturday May 14, 1994. He said he had 7 or 8 beers at that time. Torres also said he smoked 2 mint leaf, PCP laced "joints", prior to this incident. He said he smoked the first one at approximately 2030 to 2100 hours and the second at approximately 2130 to 2200 hours. He added that he felt he "knew what he was doing" during the incident with the deputies.

Torres denied selling narcotics in the [redacted] parking lot however, he said he has been arrested 5 or 6 times in the past for possession of PCP (refer to Force Review Report Exhibit Q, for Torres' Rap Sheet). [redacted] Photographs of Suspect Torres' injuries were taken by IAB Investigators at the conclusion of their interview (refer to Force Review Report Exhibit H).

Los Angeles County Fire Squad #50 responded to the location along with Risher Ambulance #52. Torres was treated at the scene for his injuries and subsequently transported to USC-LCMC.

On May 17, 1994, the IAB Investigator was contacted by Lieutenant Clements of East Los Angeles Station and advised that Deputy District Attorney Bronstein, of East Los Angeles Municipal Court, had filed 3 felony and 3 misdemeanor charges against Suspect Joe Torres. Additionally, Lieutenant Clements stated that Detectives Ray Rocha, #[redacted] and Richard Estrada, #[redacted] during their follow up investigation, had interviewed Suspect Torres. He advised that during that interview, Torres had waived his rights and made statements which were contradictory to those he had initially provided IAB Investigators with.

The IAB Investigator obtained a copy of a supplemental report (refer to Force Review Report Exhibit I) which was written by the detectives after their interview with Torres. Additionally, IAB Investigators obtained a copy of the tape recorded interview with the suspect. That tape is currently on file with the other taped interviews in this matter at the Internal Affairs Bureau.

During the interview with Suspect Torres and the detectives, which was taped on May 15, 1994, at approximately 1815 hours, Torres said he had been drinking beer at Estrada Courts, located on Olympic Boulevard and Lorena Avenue in Los Angeles. He said he was attending a party there from approximately 1630 hours until approximately 2200 hours. He said during this time he consumed 10 to 12 beers, and "snorted" 2 "lines" of Cocaine.

Suspect Torres went on to say he left the party, rode his bicycle to the corner (nfd), where he stayed until approximately 2230 or 2300 hours. Torres said he then rode the bicycle down Olympic Boulevard to Atlantic Avenue, where he bought two tacos and ten dollars worth of PCP, contained in a brown glass bottle with a black cap. Torres said he ate the tacos and smoked one mint leaf, PCP "joint", between 0030 to 0045 hours.

Suspect Torres continued by saying he then rode the bike to the [redacted] Store, where he solicited several people for fifty cents to purchase some beer. He said he got the money, entered the store,

purchased a 40 ounce bottle of "King Cobra" beer, and exited the store. He said as he exited the store, he saw the deputies approaching him and he knew he was in possession of PCP. He said he did not want to go to jail, so he grabbed the bike and ran eastbound across Garfield Avenue and into the alley.

Suspect Torres maintained that the deputy caught up to him and pushed him from behind, which caused him to fall forward onto the pavement. He again said the fall caused his teeth to be broken off as his mouth struck the ground. Torres maintained the officer kept kicking him from behind and that he was telling him to leave him alone. However, Torres changed his story during this part and admitted he did strike the deputy and tried to hold the deputy's arms, in an effort to defend himself.

Suspect Torres also said he tried to hit the deputy and grabbed for the Deputy's holster. However, he maintained he did not ever try to grab the deputy's gun. He then changed his story and said he did not grab the holster, but he "must have hit it". He steadfastly denied ever attempting to disarm the deputy. Torres said he was then handcuffed while on the ground and indicated the deputy then began hitting him on the back and legs. Torres said it was during this time that his forehead struck the ground. Torres said at this point, the other officer came up from behind him and hit him in the head and he started bleeding.

Suspect Torres told the detectives he was then treated by paramedics and taken to the hospital. When pressed about his drug usage prior to the incident, Torres explained that he originally said he smoked PCP at 1700 hours. He corrected that statement and said he ingested 2 "lines" of Cocaine at 1700 hours and smoked PCP sometime between 0030 and 0100 hours.

IAB NOTE: Suspect Torres made three separate statements with regard to his use of alcohol consumption prior to his encounter with deputies. He originally told IAB Investigators he consumed 7 or 8 beers, he then changed that number to 10 to 12 beers in his statement to Detective Rocha and finally, he told medical personnel he had consumed 14 or 15 beers. He made no mention of ingesting Cocaine to IAB Investigators, however, he told Detective Rocha he ingested "2 lines" prior to this incident. Torres was inconsistent in his statements regarding his use of PCP as well. He told IAB Investigators he had smoked 2, PCP treated mint leaf "Joints" prior to the incident, but then changed that number to one PCP "Joint" for his statement to Rocha. Toxicology reports completed on Torres, confirm the presence of both Cocaine and PCP in his system. (refer to Force Review Report Exhibit M).

Witness [redacted] the [redacted] at the [redacted] Store, told IAB Investigators that he was on duty and inside the store during this incident. He said he observed the police car pull into the driveway of the location and park facing southbound in the lot. He said he saw only one deputy whom he said was the passenger.

[redacted] said the deputy got out of the car from the passenger's side and then suddenly ran around to the driver's side, got in the car behind the wheel and drove off in an easterly direction. He said he did not see what the deputy was doing. [redacted] said there were 3 or 4 customers inside the store at the time and he heard an unidentified woman say there was a "commotion" outside.

[redacted] said another employee whom he knows only as [redacted] was working with him as well. He said [redacted] was inside the store when the deputy drove up in the parking lot. He said shortly after the deputy drove away, [redacted] went outside and swept the sidewalk. [redacted] added that the store has a video camera which monitors the front counter, but not the parking lot area.

Witness [redacted] (who lives at [redacted], [redacted], which has north facing windows overlooking the alley) told IAB Investigators she was awakened during the night by her [redacted] who complained of noises in the alley. [redacted] said she then heard the sound of sirens and looked out the window in the alley to see people loading a "guy", who was laying on a gurney, in an ambulance. She said she did not see anyone hit anyone else during this incident. [redacted] said in addition to her [redacted] being home, her [redacted] was also home. [redacted] said her [redacted] was asleep during the time she looked out the window.

Witness [redacted] (who lives at [redacted] which also has north facing windows overlooking the alley) told IAB Investigators that around 0100 hours she heard noises coming from the alley which sounded like people fighting. She said she looked out the window and saw 2 deputies trying to handcuff a "guy", who was laying face down on the ground. She said the "guy" was screaming and struggling to pull his hands away from his back, in what she described as an effort to keep the deputies from handcuffing him.

Witness [redacted] said she did not see the deputies hit the "guy", but indicated he had blood "all over his face." She said she did not know how the blood got on his face and indicated she watched the deputies for approximately 3 to 4 minutes. She indicated she was home alone at the time.

Witness [redacted] (who lives at [redacted] and also has a north facing alley which overlooks the alley) told IAB Investigators she was watching a movie on television late that night. She said she heard loud talking and the sounds of people running in the alley. She said she then heard sirens and looked out the window to see a "man" with blood on his face. [redacted] said she also saw the paramedics working on the "man" and indicated she also saw a green bicycle lying in the alley. [redacted] said she did not see anyone hit anyone else during this incident.

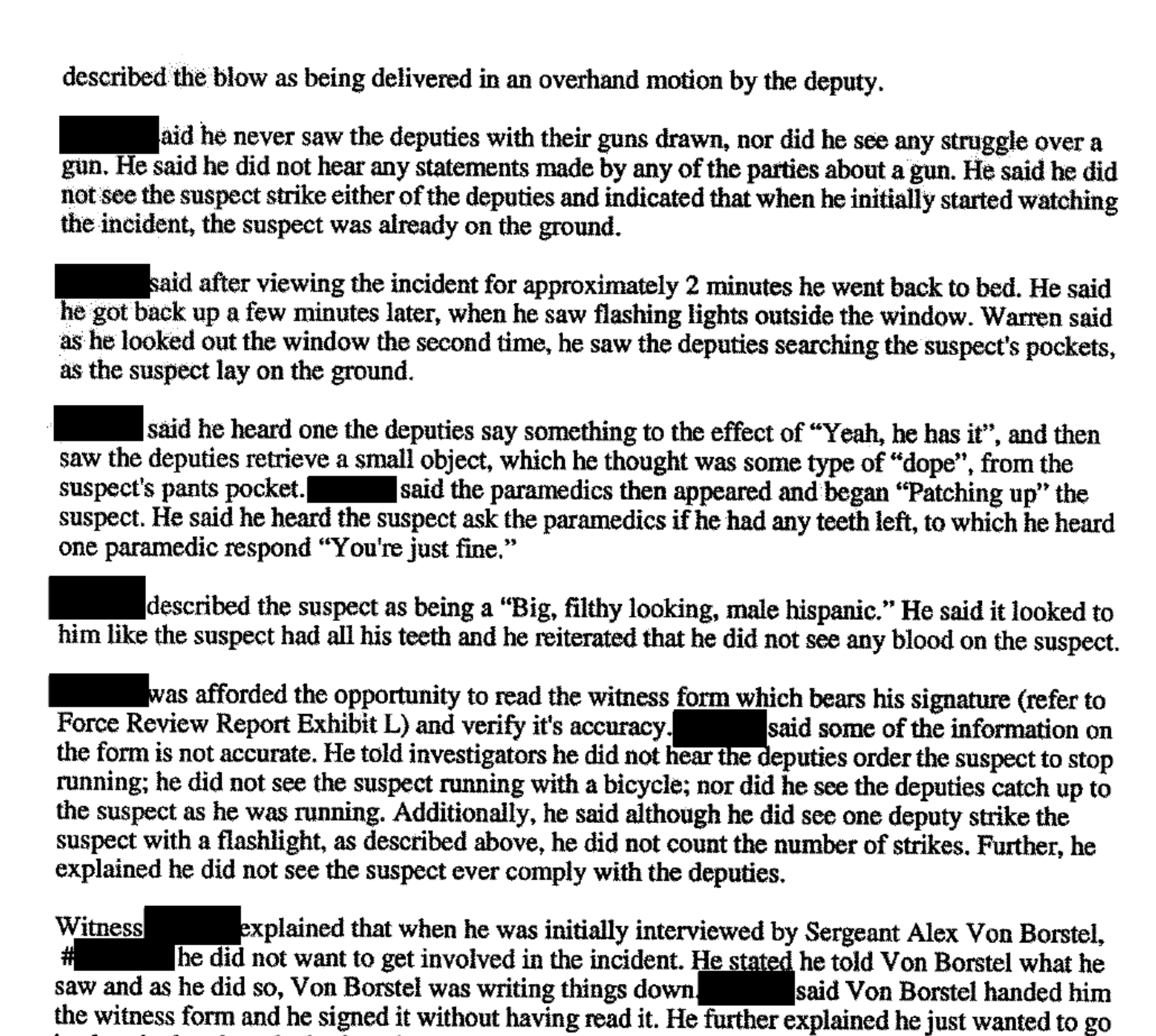
Witness [redacted], which has north facing windows that overlook the alley) told IAB Investigators that he was awakened by loud noises sometime between 0200 and 0300 hours. He said he looked out his window onto the alley and saw two deputies struggling with one male hispanic.

[redacted] said the suspect was lying face down in the alley and the deputies were standing on either side of him. He said the suspect was trying to get up, by pushing himself up off the ground. [redacted] said the deputies were doing everything they could to hold the suspect down and indicated they used their hands, feet, and body weight to press against the suspect's arms and legs. He said he heard the deputies tell the suspect to "stay down" at least 4 separate times.

[redacted] indicated the suspect seemed to ignore the deputies orders and continued to struggle to get up off the ground. He said he viewed this activity from a distance of approximately 30 to 60 feet and indicated the area was illuminated by a street light a short distance away.

[redacted] said he watched the deputies for approximately 2 minutes and during the course of that time, he saw the suspect attempt to get to his knees several times. He said he saw one of the deputies (which he could not describe) strike the suspect an unknown number of times (but more than once) on the top of the head with a flashlight. He said he did not see any blood on either the suspect or deputies during this time.

[redacted] was asked if he was sure the blow struck the top of the suspect's head and he said his angle may have been off and the blow may have landed on the suspect's shoulder area. However, he



described the blow as being delivered in an overhand motion by the deputy.

[redacted]aid he never saw the deputies with their guns drawn, nor did he see any struggle over a gun. He said he did not hear any statements made by any of the parties about a gun. He said he did not see the suspect strike either of the deputies and indicated that when he initially started watching the incident, the suspect was already on the ground.

[redacted]said after viewing the incident for approximately 2 minutes he went back to bed. He said he got back up a few minutes later, when he saw flashing lights outside the window. Warren said as he looked out the window the second time, he saw the deputies searching the suspect's pockets, as the suspect lay on the ground.

[redacted] said he heard one the deputies say something to the effect of "Yeah, he has it", and then saw the deputies retrieve a small object, which he thought was some type of "dope", from the suspect's pants pocket. [redacted] said the paramedics then appeared and began "Patching up" the suspect. He said he heard the suspect ask the paramedics if he had any teeth left, to which he heard one paramedic respond "You're just fine."

[redacted] described the suspect as being a "Big, filthy looking, male hispanic." He said it looked to him like the suspect had all his teeth and he reiterated that he did not see any blood on the suspect.

[redacted]was afforded the opportunity to read the witness form which bears his signature (refer to Force Review Report Exhibit L) and verify it's accuracy. [redacted] said some of the information on the form is not accurate. He told investigators he did not hear the deputies order the suspect to stop running; he did not see the suspect running with a bicycle; nor did he see the deputies catch up to the suspect as he was running. Additionally, he said although he did see one deputy strike the suspect with a flashlight, as described above, he did not count the number of strikes. Further, he explained he did not see the suspect ever comply with the deputies.

Witness [redacted]xplained that when he was initially interviewed by Sergeant Alex Von Borstel, #[redacted] he did not want to get involved in the incident. He stated he told Von Borstel what he saw and as he did so, Von Borstel was writing things down. [redacted] said Von Borstel handed him the witness form and he signed it without having read it. He further explained he just wanted to go back to bed and not be bothered.

IAB Investigators asked Witness [redacted] for his opinion regarding the deputies conduct during this incident. He stated he feels the deputies use of force in this incident was necessary. He said "He (the suspect) had it coming, cuz he was fighting them and he was nearly twice their size." He further indicated he felt the force used was not excessive or "out of hand" due to the resistance offered by the suspect. He said he believed the deputies did what they're supposed to do when a guy won't stay down on his own and they are forced to have to do something.

Subject Larry Moon told IAB Investigators he was the driver of the radio car and as he observed the suspect conducting the narcotic activity, he stopped the vehicle, exited and called for the suspect to come over to them. He said the suspect looked at him and began to run while pushing his bicycle. When asked why he thought the suspect did not ride the bicycle instead of pushing it, Moon provided the opinion that the suspect probably felt he would be caught if he did so.

Moon said as he chased the suspect across the street and into the alley, he could hear the engine from the radio car, so he felt Villa was in close proximity to him. He said he does not feel there was

a significant splitting of partners and indicated he would have followed the same course of action as Villa did, had their roles had been reversed.

Moon said as he chased the suspect down the alley, he (the suspect) looked back in his direction and as he did so, the front wheel on the bicycle turned and the suspect lost control of the bicycle and himself. He said the suspect fell forward, rolled in a sense, and landed somewhat on his head facing in a northeasterly direction. Moon added that he was not close enough to the suspect to have pushed him from behind as was alleged.

Moon said the suspect's left wrist was exposed to him, and as he approached, the suspect was getting to his feet. He said he grabbed hold of the suspect's left wrist in an attempt to apply a wrist lock and handcuff him. Moon said the suspect was now standing up and as he followed this course of action, the suspect responded by spinning around toward him and striking him in the left side of the head and upper torso with his right fist.

Moon said he then began to strike the suspect in the face, head, upper torso and ribs with left his fist. Moon said he believed the suspect was in possession of PCP when he began the foot pursuit, however, he didn't know if the suspect was "dusted" (under the influence of PCP) or not. Moon said as the two were striking one another, he could smell the odor of PCP, as well as the odor of alcohol on the suspect's person. He added that the suspect exhibited a large amount of strength and in addition to being a big man (5'10" 200 lbs.) he now believed the suspect was "dusted."

Moon said the suspect then pulled away from him as they continued striking one another with their fists. Moon said he then felt his gun belt being pulled forward with a lot of force and suddenly realized that the suspect had hold of his gun. He said he reached down and grabbed the butt of the weapon with his right hand, only to discover that his hand was directly on top of the suspect's hand.

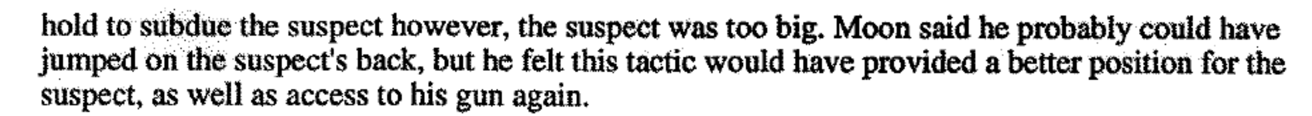
Moon described the suspect's hold on the gun as a one handed, grip on the butt of the gun. Moon stated his mind set was that he knew he needed to control the weapon and feared that if the suspect took it from him, he would kill him with it. Moon said he was yelling at the suspect to let go of the gun and put his hands behind his back. He added that the suspect never complied with any of the many commands he yelled at him throughout this incident.

Moon told investigators that he has fought with "dusters" in the past and in his experience, he has seen several different methods of trying to subdue these individuals fail, including a variety of blows, use of the taser and as well as others. He said this is what lead to his fear, as he was not controlling the suspect, who seemed to have increased strength from the PCP.

Moon said he then heard Villa yelling orders to comply at the suspect and he remembers telling Villa "He's got my gun... He's has control of my gun... He's reaching for my gun" or words to that effect. Moon said he saw Villa strike the suspect in the upper shoulder, upper back and one time in the head with his flashlight.

Moon said after the suspect was struck by Villa, he (suspect) seemed to shift his attention to Villa. Moon said he saw the suspect reach out and grab Villa's radio and he thought he pulled the radio itself off Villa's belt. He said he later learned the damage was confined to the radio's microphone. Moon stated he did not see the suspect rip Villa's badge off his uniform shirt.

Moon indicated by this time, he had broken the suspect's hold on the gun and he was able to step to the side and slightly to the rear of the suspect. He said he thought about using a carotid restraint



hold to subdue the suspect however, the suspect was too big. Moon said he probably could have jumped on the suspect's back, but he felt this tactic would have provided a better position for the suspect, as well as access to his gun again.

Moon said he was able to grab hold of the suspect's left hand and using the suspect's forward momentum "Basically throw him to the ground." Moon said he probably tripped the suspect when he threw him to the ground. Moon added that the suspect landed on his face and when asked about how he thought the suspect lost his teeth, offered the opinion that it happened at this point in the fight.

Moon said he then placed a handcuff on the suspect's left hand and ordered him to put his right hand behind his back. He said the suspect refused and struggled to get up to his feet. Moon said Villa assisted him in holding the suspect down, by kneeling on the suspect's shoulder area. He said that together, they forced the suspect's right hand behind his back and placed the other handcuff on it. He added that even handcuffed, the suspect still struggled to get to his feet and was kicking at them.

Moon said he does not recall ever striking the suspect while he was on the ground. Additionally, he indicated he did not see Villa strike the suspect, once they were down on the ground.

Moon was asked if he had his baton with him during this incident and he stated he did not. He stated he is aware of the Department Policy regarding batons, but stated it was not practical for him to take it out of the car with him when he initially stopped the suspect. He explained he saw the drug transaction, got out of the car, called to the suspect and as the suspect ran off, he gave chase. He indicated however, that if he would have had the baton, he would have employed it in subduing the suspect.

Moon was asked if he has been trained in O/C Spray and if so, if he thought about using it on the suspect. He said he [redacted] in O/C Spray however, he is currently out of it. He explained that the station has had some difficulty in obtaining more of the spray to resupply deputy personnel once they run out.

Moon was asked if he thought about shooting the suspect during this incident and he said "Yes." He stated that had the suspect been able to unsnap the safety strap from his holster or have complete control over the weapon, he would have shot him with his backup gun.

Subject Moon told IAB Investigators that the information contained in the supplemental report regarding this incident is true and accurate. He said he did not initiate a broadcast of his foot pursuit of the suspect, because he was busy running after him and believed Subject Villa would initiate it.

Subject Brian Villa told IAB Investigators that he was the passenger deputy in the vehicle the night of this incident. He stated he wrote the Complaint Report and indicated that the facts stated therein are true and accurate. (refer to Force Review Report Exhibit A).

Subject Villa said he and Subject Moon pulled into the parking lot of the [redacted] store via the east driveway of [redacted] He said they noticed the suspect standing in the driveway area just to the front left of the radio car, conducting the drug transaction. He said they exited the vehicle to investigate and as Moon attempted to contact the suspect, the suspect began to move away. Villa said just as he came around the front of the vehicle, the suspect grabbed his bicycle and began running eastbound, with Moon giving chase.

Subject Villa said he did not want to leave the radio car unattended, so he quickly decided to get inside and drive behind Moon. He said he does not feel there was a significant splitting of he and Moon, as the chase was relative short (approximately 10 to 15 seconds) and he was in close proximity to Moon during that time.

Subject Villa said he was still driving behind Moon and the suspect when he saw the front wheel of the suspect's bicycle turn and the suspect fall to the ground. He said he knows Moon did not push the suspect from behind and make him fall, because of this observation. He said the suspect fell forward and appeared to land face first either onto the bicycle or pavement. He indicated that from his position behind them, he was not exactly sure how the suspect landed.

Subject Villa said he is not sure of the lighting conditions, other than he knows the radio car's low beam headlights and amber emergency lights were activated. Villa said he was still approaching them in the vehicle when Moon caught up to the suspect. He said he is not sure how the suspect was able to recover from the fall and get to one knee to turn and face Moon, as his report indicates. He explained that this is possibly due to him taking his eyes off of them as he exited the radio car upon arrival at their location.

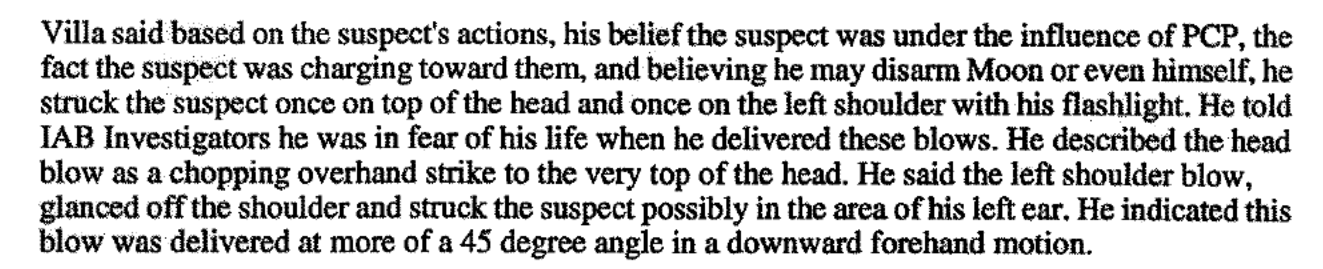
Subject Villa said as he was running up to assist Moon, he saw the suspect grab toward the right side of Moon's gun belt, where Moon carries his gun. He said Moon already had hold of the suspect and the two were striking one another in the upper torso with their fists. Villa said he saw Moon reach down and place his hand on his gun and heard him say "He's going for my gun", or words to that effect. Villa said based on these observations and Moon's statement, he believed the suspect had his hand on Moon's gun and was possibly trying to disarm him. He indicated this caused him fear and concern for their safety.

Subject Villa said at this point, he was within about 5 feet of the two, when he smelled the odor of PCP. He said he was yelling at the suspect to let go of the gun and get down on the ground, however the suspect did not respond to the commands. Villa said both he and Moon yelled orders to the suspect to comply throughout the incident, but the suspect never obeyed any of them.

Villa said at this point, the suspect was standing up and in order to gain the suspect's compliance, he struck him once on the right side and twice on the right shoulder with his fist. When asked if he considered using a control hold technique on the suspect at this time, Villa stated the incident happened too quickly and his first instinct was to strike with his hand. He said it was necessary for him to strike the suspect several more times on the shoulder, in a continued attempt to gain compliance.

Villa said he was nearly face to face with the suspect when the suspect reached out with one hand and grabbed hold of his microphone cord for the 480 radio. He said the suspect pulled the cord from the microphone, thus damaging the two (refer to Force Review Report Exhibit D). Villa said the suspect showed no signs of being subdued or complying, so he then struck him once on the back and twice on the right shoulder with his flashlight. He described the blows as a quick strike delivered in a downward chopping overhand motion.

Villa said the suspect continued to resist and began to charge toward him in a "rocking" type motion, while reaching out and grabbing hold of his badge and ripping it off his shirt (refer to Force Review Report Exhibit N). Villa was not sure which hand the suspect used to do this, however he indicated he believed the suspect still had hold of Moon's gun at this point.



Villa said based on the suspect's actions, his belief the suspect was under the influence of PCP, the fact the suspect was charging toward them, and believing he may disarm Moon or even himself, he struck the suspect once on top of the head and once on the left shoulder with his flashlight. He told IAB Investigators he was in fear of his life when he delivered these blows. He described the head blow as a chopping overhand strike to the very top of the head. He said the left shoulder blow, glanced off the shoulder and struck the suspect possibly in the area of his left ear. He indicated this blow was delivered at more of a 45 degree angle in a downward forehand motion.

Subject Villa was asked if he had his baton with him and he stated he did not. He indicated he is familiar with Department Policy with regard to carrying his baton, but stated he never considered taking it with him when they initially stopped the car to talk to the suspect. He added that he usually removes it from the ring while seated in the car, as a measure of comfort.

Subject Villa was asked if he hit the suspect in the mouth with his flashlight and he stated although he is not completely sure, he does not believe he did. He indicated he does not have any specific recollection of hitting him in the mouth with his flashlight. Further, he stated he does not have any specific recollection of seeing the glancing blow striking the suspect in the mouth. He said he does not know how the suspect lost his teeth.

When asked if he saw any blood on the suspect while the two were close and he was delivering blows with his fists and flashlight, Villa said he did see blood on the suspect's forehead, nose and mouth. He said this observation was made prior to his flashlight strike to the suspect's head.

Subject Villa said the blows he delivered with the flashlight seemed to slow the suspect down and at this point, Moon was able to grab hold of the suspect's left arm and pull him to the ground. He said he then knelt down on the suspect's back area and applied his body weight to hold him down. He said they were then able to handcuff the suspect with out further incident.

Subject Villa was asked why he hit the suspect in the shoulders instead of the arms or hands and he said he felt those blows would gain immediate compliance from the suspect. He was asked if he is familiar with the Department Policy regarding head strikes and responded by saying his understanding is that head blows are close or equal to using deadly force.

Villa was asked if he considered shooting the suspect and he stated that he did not, given the brief period of time they engaged the suspect. When asked if he initiated a broadcast via radio of the foot pursuit, he replied he did not, but that he did think about it. He explained that if the chase had continued over a longer period of time, he definitely would have broadcast it. However, he indicated that Moon seemed to be fighting with the suspect so quickly, he felt it better to go to his aid.

Subject Moon suffered a strained neck and several small lacerations to his right hand and left elbow as a result of this incident (Refer to Force Review Report Exhibit E). Subject Villa sustained bruises to the knuckles on his left hand and a sore left wrist (Refer to Force Review Report Exhibit F). Both deputies will seek their own medical attention at a later date if necessary.

On May 15, 1994, at approximately 0820 hours, IAB Investigators responded to the east/west alley in the 6600 block of Olympic Boulevard. At the location investigators located blood and two teeth, as well as additional teeth fragments. These were photographed, (refer to Force Review Report Exhibit J), recovered and placed into evidence by Deputy Ruben Nava, #[redacted], at the direction of IAB Investigators. (Refer to Force Review Report Exhibit K).

On May 26, 1994, the IAB Investigator obtained copies of Suspect Torres' medical charts from LCMC (Refer to Force Review Report Exhibit M). A review of those documents indicate Torres told medical personnel he had been pushed off his bicycle by deputies who then "beat him up." Torres additionally stated that he had used PCP and had drunk 14-15 beers the night of the incident.

Doctor Yamashita indicated that Torres' had blunt head trauma, two scalp lacerations, and a laceration to his lip, all of which were sutured. He noted the loss of the teeth and evidence of PCP and Cocaine intoxication. Torres was medically discharged in stable condition on May 16, 1994, at 1400 hours.

On September 8, 1994, at approximately 1405 hours, IAB Investigators took the suspect's teeth which were recovered from the alley, to L.A. County-USC Medical Center Office of Dentistry. Investigators contacted Witness [redacted] and requested that he study the teeth and if possible, render an opinion as to how the teeth were fractured.

Witness [redacted] said he examined the two teeth, as well as the teeth fragments provided by investigators. He said in his opinion, given the condition of the teeth, it is extremely difficult, if not impossible, to reach a conclusion as to how the teeth were actually fractured. He said the fact that the teeth were laying in the alley for sometime prior to recovery, further complicates reaching a conclusion. This is because the teeth may have been run over by vehicular traffic in the alley.

Witness [redacted] was asked if he discovered any asphalt particles in the teeth or their cutting edge. He said he did notice some fine minute pieces of black debris in the teeth, but added that without proper analysis, he can not determine if it is asphalt or other foreign objects.

Witness [redacted] was asked if he found any metal fragments in the teeth or their cutting edge. He said the only metal he found was consistent with that used in dental procedures in making a crown for the teeth.

Witness [redacted] stated he had two other dentists in his office examine the teeth and fragments as well. He indicated they each examined them independent of himself and one another. He said they all "pretty much came to the same conclusion" that it would be extremely difficult to say exactly how the teeth were fractured. He provided the names of the other dentists as Doctor [redacted] D.D.S. and Doctor [redacted] D.D.S.